

ORIGINAL

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2 UNITED STATES DISTRICT COURT  
3 SOUTHERN DISTRICT OF NEW YORK

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4 GMA ACCESSORIES, INC.,

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Plaintiff, Index No.

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07CV3219 (LTS)

(DCF)

6

-against-

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EMINENT, INC., SAKS FIFTH AVENUE,

INTERMIX, INC., WINK NYC, INC., LISA KLINE,

8

INC., GIRLSHOP, INC., SHOWROOM SEVEN STUDIOS,

INC., JONATHAN SINGER, LEWIS TIERNEY

9

and JONATHAN SOLNICKI,

10

Defendants.

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13

DEPOSITION of the non-party witness, MARIA

14

CASO, taken by the Plaintiff, pursuant to notice,

15

held at the offices of The Bostany Law Firm, 40

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Wall Street, New York, New York 10005, on

17

November 28, 2007, at 2:13 p.m., before a Notary

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Public of the State of New York.

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BARRISTER REPORTING SERVICE, INC.

120 Broadway

24

New York, New York 10271

212-732-8066

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1 M. CASO

2 together.

3 Q When you say you moved into that  
4 place, what is the address of that place?

5 A 498 7th Avenue.

6 Q When you say you were going into  
7 business with someone, who is that, what are  
8 their names?

9 A Karen Erickson and Jean Marc.

10 Q How do you spell that?

11 A I can't tell you. I think it's  
12 E-R-I-C-K-S-O-N.

13 Q And the other name?

14 A Jean Marc, J-E-A-N M-A-R-C. I don't  
15 recall his last name.

16 Q Now, when you say, "we incorporated",  
17 what does that mean?

18 A What does that mean? That the three  
19 of us started Showroom Seven Studios.

20 Q Did you have titles?

21 A I don't remember what my title was,  
22 but -- it was so long ago that I don't  
23 remember.

24 Q When was it?

25 A I think that we started it, maybe, ten

1 M. CASO

2 Q Have you ever seen this? I am going  
3 to give you a copy of an order dated  
4 August 29, 2007.

5 MR. KAMAL: Are you going to  
6 mark that?

7 MR. BOSTANY: That is your copy  
8 you can keep that.

9 MR. KAMAL: Are you going to  
10 mark it as an exhibit?

11 MR. BOSTANY: I am giving that  
12 to her and you.

13 A I have never seen this.

14 Q What does it say there next to  
15 "memorandum order"?

16 A "Memorandum order. Granting default  
17 judgment motions and injunction".

18 MR. CARRILLO: I am sorry to  
19 interrupt, but that is not an exhibit.

20 MR. BOSTANY: I have no further  
21 questions. Have a good afternoon.

22 MR. KAMAL: Are you going to  
23 mark this?

24 THE WITNESS: What happened?

25 MR. BOSTANY: We are off the

1 M. CASO

2 record.

3 (Whereupon, a discussion was  
4 held off the record.)

5 MR. BOSTANY: We are back on  
6 the record for Mr. Carrillo to  
7 cross-examine.

8 I am also representing that the  
9 document that I gave to the witness is  
10 docket number 61 on the docket sheet.  
11 All Counsel have access to it. It is  
12 Judge Swain's order, which has been  
13 frequently distributed and is now in  
14 the possession of the witness.

15 Mr. Carrillo, do you have any  
16 questions?

17 MR. CARRILLO: Yes, yes.  
18 First, I would like to mark that as  
19 Exhibit 1, the document, that  
20 Mr. Bostany just made representations  
21 about.

22 MR. BOSTANY: Sir, that is not  
23 my document. It is the witness'.

24 MR. CARRILLO: Fine. I am  
25 using it now. I am going to mark it